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**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
**(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.  
19721

In Re Application Of: **David Morritz De Kretser, et al.**



| Application No. | Filing Date   | Examiner   | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|---------------|------------|--------------|----------------|------------------|
| 10/575,049      | April 5, 2006 | Unassigned | 23389        | Unassigned     | Unassigned       |

Title:

**THERAPEUTIC METHOD**

Address to:  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**37 CFR 1.97(b)**

1.  The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2.  The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:
  - the statement specified in 37 CFR 1.97(e);
  - OR**
  - the fee set forth in 37 CFR 1.17(p).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
 (Under 37 CFR 1.97(b) or 1.97(e))

Docket No.  
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| 10/575,049      | April 5, 2006 | Unassigned | 23389        | Unassigned     | Unassigned       |

Title:

**THERAPEUTIC METHOD**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- A check in the amount of \_\_\_\_\_ is attached.
- The Director is hereby authorized to charge and credit Deposit Account No. 19-1013/SSMP as described below.
  - Charge the amount of \_\_\_\_\_
  - Credit any overpayment.
  - Charge any additional fee required.
- Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**Certificate of Transmission by Facsimile\***

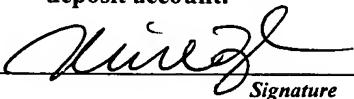
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Signature

Typed or Printed Name of Person Signing Certificate

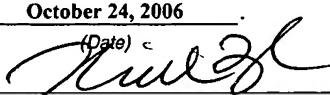
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October 24, 2006

  
 Signature

Signature of Person Mailing Correspondence

Xiaochun Zhu

Typed or Printed Name of Person Mailing Certificate

Dated: October 24, 2006

**Xiaochun Zhu**

Registration No. 56,311

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CC:



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicants:** David Morritz De Kretser, et al.      **Examiner:** Unassigned  
**Serial No.:** 10/575,049      **Art Unit:** Unassigned  
**Filed:** April 5, 2006      **Docket:** 19721  
**For:** THERAPEUTIC METHOD      **Dated:** October 24, 2006

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Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with 37 C.F.R §§1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

1. de Winter J.P. et al., "Follistatins Neutralize Activin Bioactivity by Inhibition of Activin Binding to its Type II Receptors", *Molecular and Cellular Endocrinology* 116(1):105-114 (1996);
2. Yu E.W. et al., "Suppression of IL-6 Biological Activities by Activin A and Implications for Inflammatory Arthropathesis", *Clinical and Experimental Immunology* 112:126-132 (1998);
3. Jones K.L. et al., "Activin A Release into the Circulations is an Early Event in Systemic Inflammation and Precedes the Release of Follistatin", *Endocrinology* 141(5):1905-1908 (2000);

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: October 24, 2006



Xiao Chun Zhu

4. Phillips D.J. et al., "Evidence for Activin A and Follistatin Involvement in the Systemic Inflammatory Response", *Molecular and Cellular Endocrinology* 180(1-2):155-162 (2001); and
5. Gribi R. et al., "Expression of Activin A in Inflammatory Arthropathies", *Molecular and Cellular Endocrinology* 180(1-2):163-167 (2001).

The references were cited in an International Search Report dated December 22, 2004 received from the Australian Patent Office. Applicants are submitting a copy of the above-cited references. Applicants previously submitted a copy of the International Search Report on April 5, 2006. The relevance of the above-identified references has been described in the International Search Report.

Inasmuch as this Information Disclosure Statement is being submitted in accordance with the schedule set out in 37 C.F.R. § 1.97(b), no statement or fee is required.

Respectfully submitted,



Xiaochun Zhu  
Registration No. 56,311

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400 Garden City Plaza, Suite 300  
Garden City, New York 11530  
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XZ:dg

**LIST OF PRIOR ART  
CITED BY APPLICANT**

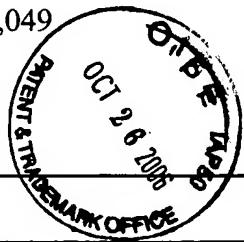
(Use several sheets if necessary)

Atty. Docket No. (Optional)

19721

Application Number

10/575,049



Applicant(s)

David Morritz De Kretser, et al.

Filing Date

April 5, 2006

Group Art Unit

Unassigned

**FOREIGN PATENT DOCUMENTS**

| REF | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION |    |
|-----|-----------------|------|---------|-------|----------|-------------|----|
|     |                 |      |         |       |          | YES         | NO |
|     |                 |      |         |       |          |             |    |
|     |                 |      |         |       |          |             |    |
|     |                 |      |         |       |          |             |    |
|     |                 |      |         |       |          |             |    |

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

|  |  |   |
|--|--|---|
|  |  | de Winter J.P. et al., "Follistatins Neutralize Activin Bioactivity by Inhibition of Activin Binding to its Type II Receptors", <i>Molecular and Cellular Endocrinology</i> 116(1):105-114 (1996) |
|  |  | Yu E.W. et al., "Suppression of IL-6 Biological Activities by Activin A and Implications for Inflammatory Arthropathesis", <i>Clinical and Experimental Immunology</i> 112:126-132 (1998)         |
|  |  | Jones K.L. et al., "Activin A Release into the Circulations is an Early Event in Systemic Inflammation and Precedes the Release of Follistatin", <i>Endocrinology</i> 141(5):1905-1908 (2000)     |
|  |  | Phillips D.J. et al., "Evidence for Activin A and Follistatin Involvement in the Systemic Inflammatory Response", <i>Molecular and Cellular Endocrinology</i> 180(1-2):155-162 (2001)             |
|  |  | Gribi R. et al., "Expression of Activin A in Inflammatory Arthropathies", <i>Molecular and Cellular Endocrinology</i> 180(1-2):163-167 (2001)   |

EXAMINER

DATE CONSIDERED

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.